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# ***Public Utilities Commission of the State of California***

*William Ahern, Executive Director*

**Headquarters**

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

**Southern California Office**

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

## **Daily Calendar Wednesday, October 8, 2003**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/  
Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

## REGULAR COMMISSION BUSINESS MEETINGS

October 16, 2003	10 am	San Francisco
October 30, 2003	10 am	San Francisco
November 13, 2003	10 am	San Francisco

## COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

October 10, 2003	1:30 pm	San Francisco
October 27, 2003	1:30 pm	San Francisco
November 7, 2003	1:30 pm	San Francisco

## OTHER COMMISSION MEETINGS

### **The Western Energy Market Access Forum**

October 22, 2003 8:30 am – 4 pm  Comissioner Peevey	Hiram Johnson State Building 455 Golden Gate Avenue Auditorium <b>San Francisco</b>
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The *Western Energy Market Access Forum*, a one-day program hosted by the CPUC, and sponsored by National Association of Regulatory Utility Commissioners (NARUC) and the Department of Energy, will focus on utility Women/Minority Business Entrepreneur (WMBE) Development programs; regulatory models that increase marketplace participation and reduce barriers to market entry; and initiatives and opportunities in energy and telecommunications. The forum will also explore the portability and application of programs like the California Regulatory model in other states. The forum aims to encourage utility participation in WMBE market access programs, which includes gas, electricity, water and telecommunication markets and the procurement of all goods and services.

Speakers and participants include California PUC Commissioners, California utility CEO's and managers, and WMBE companies.

An agenda will be posted at [www.cpuc.ca.gov](http://www.cpuc.ca.gov). For further information please contact Art Jimenez, WMDVBE program manager at (415) 703-4112.

## NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair

accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
toll-free: 1-866-849-8390  
Voice: 415-703-2074  
FAX: 415-355-5404 (Attn.: Public Advisor)  
TTY: 1-866-836-7825 (toll-free)  
1-415-703-5282

## **NOTICES**

### **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed **ONLY** to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

### **Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

### **Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

## **SUBSCRIPTION INFORMATION**

### **Subscription Notice for Draft Agenda Items**

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10

to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

**Subscription Notice for Daily Calendar and/or Agenda**

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

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**COMMISSIONER OFFICE HOURS**

**NONE**

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**PUBLIC MEETING & WORKSHOPS**

**Public Workshop Notice (R01-08-028) - The Potential for Energy Efficiency (PLEASE NOTE: New Date and Location – Revised as of 9/25/03)**

October 8, 2003  
10 am – 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
San Francisco

Commission Staff along with the California Energy Commission and the California Power Authority will host a workshop to define the potential for energy efficiency programs in California to maximize energy savings over the next five to ten years. The intent of the workshop is to get input from parties interested in energy efficiency, including research and development companies, energy service companies, utilities, equipment vendors, program designers, building science researchers, appliance manufacturers and building energy managers to help identify new measures or energy management systems that could provide California customers with significant energy savings over the next five to ten years. The July 3<sup>rd</sup> Assigned Commissioner's Ruling in R01-08-028 identified this as one of several topics to be resolved. No teleconference access has been established for this meeting. The location is wheelchair accessible. Contact: Lainie Motamedi at (415) 703-1764 or [lrm@cpuc.ca.gov](mailto:lrm@cpuc.ca.gov) <<mailto:lrm@cpuc.ca.gov>>.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

Equipment Program Advisory  
Committee (EPAC)  
October 8, 2003  
10 am – 4 pm

Deaf & Disabled Telecommunications Program Offices  
505 14<sup>th</sup> Street, Suite 400  
Conference Room  
Oakland

The EPAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

**PUBLIC MEETING AGENDA**

I. Administrative Business, A. Agenda Modification and Approval, B. Review of Action List Items, C. Review of Minutes from the Previous Meeting, D. Report from the Chair, II. Equipment Program Presentations, 1. HITEC, Michele Ahlman and Richard Uzuanis, Amplified Telephone Technology, 2. Krown, Bryan Davis, Braille TTY and New Graphic Display, 3. Silent Call, George Elwell, Signal Alert, III. CCAF Staff Reports, A. Consumer Affairs Report, B. Consumer Contact Report, C. Field Operations Report, D. Marketing Report, E. Outreach Report, F. CRS Report, G. Equipment Program Report, IV. CPUC Liaison Report, V. Public Input, VI. Discussion of Augmentative Communication Devices, II. Appointment of Two New Voting Seats, VIII. Discussion of the Web Camera Trial, IX. Equipment Update, X. Representative to CRSAC, XI. Representative to TADDAC, XII. Other Business, A. Member Reports, B. Requests for invention, C. Suggested items for next month's agenda, and D. Future meetings.

**Meeting Information**

For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.)

**Environmental Notice**

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice: A00-11-038 - True-up of 20001-2002 DWR Revenue Requirement**

October 8, 2003  
10 am – 5 pm

Public Utilities Commission  
505 Van Ness Avenue, Hearing Room

**San Francisco**

Pursuant to the September 25, 2003 and October 2, 2003 Rulings of Administrative Law Judge Peter Allen, the Energy Division will conduct a workshop to discuss the data and calculations to be used in completing the true-up of the 2001-2002 DWR revenue requirement.

Questions regarding the workshop should be addressed to Steve Roscow of the Energy Division at (415) 703-1189 (scr@cpuc.ca.gov).

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Equipment Program Advisory Committee  
(EPAC)*

*October 8 and 9, 2003*

*10 am – 4 pm*

*Deaf and Disabled Telecommunications  
Program Offices*

*505 14th Street, Suite 400*

*Conference Room*

*Oakland*

The EPAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

**PUBLIC MEETING AGENDA****October 8, 2003**

I. Administrative Business, A. Agenda Modification and Approval,  
B. Review of Action List Items, C. Equipment Program Presentations, 1.HITEC, Michele Ahlman and Richard Uzuanis, Amplified Telephone Technology, 2. Krown, Bryan Davis, Braille TTY and New Graphic Display, and D. EPAC Committee Interviews for Deaf and Disabled Seats.

**October 9, 2003**

1. Administrative Business, A. Review of Minutes from the Previous Meeting, B. Report from the Chair, C. CCAF Staff Reports, a. Consumer Affairs Report, b. Consumer Contact Report, c. Field Operations Report, d. Marketing Report, e. Outreach Report, f. CRS Report, g. Equipment Program Report, D. CPUC Liaison Report, E. Public Input, F. Vendor Presentation: Silent Call, George Elwell, Signal Alert, G. Discussion of Augmentative Communication Devices, H. Discussion of Interviews for Disabled and Deaf Community Representatives, I. Appointment of Two New Voting Seats, J. Discussion of The Web Camera Trial, K. Equipment Update, L. Representative to CRSAC, M. Representative to TADDAC, N. Other Business, A. Member Reports, B. Requests for invention, C. Suggested items for next month's agenda, and D. Future meetings.

**Meeting Information:** For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.)

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting Notice - Public Payphone Programs**

*Payphone Service Providers Advisory Committee  
October 14, 2003*

*Public Utilities Commission  
505 Van Ness Avenue, Room 4206*

10 am - 1 pm

San Francisco

The Payphone Service Providers Committee (PSPC) will hold its regular meeting for the Payphone Service Providers Enforcement (PSPE) program, the Public Policy Payphone Program (PPPP), and the TDD Placement Interim Committee (TPIC) to discuss the following:

Hear Public Comments

Review/Approve June 4, 2003 Meeting Minutes

Review/Discuss Unfinished Business

Government Code 1090/Conflict of Interest Issue

Signing of Charter

PPPP Application Follow-up: Our Lady of Malibu and City of Paso Robles

PSPE Process For Submitting PPPP Applications to PSPC

Roster Amendment

Telecommunications Devices for the Deaf Organization List Follow-up

PSPE/PPPP/TPIC Financials and Staffing

Program Financials

2004-2005 State Budget

TPIC Application Review and Discussion

Request for TTY Application for City of Visalia

PPPP New Application Review and Discussion

Snowline

Novato Fire Department

PSPE Discussion

Staffing

Status of New CLECs (3)

Payphone Inspection Report

2003 Payphone Line Count Report

Payphone Signage Requirement As Outlined in Tariffs

Quarterly Report to the Commission

Set Future Agenda Items

**The Board will meet in Closed Session to:** Review Personnel Issues.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packets, please notify the PSPE office at (415) 703-2071 voice or 1 (800) 229-6846 TTY or e-mail [wel@cpuc.ca.gov](mailto:wel@cpuc.ca.gov).

**Deaf/Hearing Impaired Notice:** Deaf/Hearing Impaired Sign Language Services will be available for the duration of the PSPC meeting.

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**NOTICE OF DRAFT RESOLUTIONS**  
**(Pursuant to PU Code § 311(g))**

**NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT**

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to General Order 66-C Request by Anthony Hopkins, Esq., on behalf of Keith and Nicolle Cooper, seeking disclosure of Commission staff investigative records relating to an electric shock of Mr. Cooper on March 28, 2001 at 7326 Irwingrove Avenue, Downey, California (Incident No. EIR20010328-01).

A draft resolution (L-304) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. EIR20010328-01, is scheduled for consideration on the October 16, 2003 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-304, amend or modify it, or set it aside and prepare a different resolution.

On September 16, 2003, the draft resolution was circulated to the requesting party and the subject utility, Pacific Gas and Electric, pursuant to Public Utilities Code Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [cpuc.ca.gov](http://cpuc.ca.gov).

The Commission will consider the draft resolution at its October 16, 2003 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by October 6, 2003, at the address set forth below. Reply comments must be filed by October 14, 2003. Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Jason Reiger  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5125  
San Francisco, CA 94102  
Telephone: (415) 355-5596 E-mail: [jzr@cpuc.ca.gov](mailto:jzr@cpuc.ca.gov)

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### **NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT**

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to General Order 66-C Requests by Kevin Downes, Esq., on behalf of Ted W. Page Enterprises, Inc., and Alison Mathews, Esq., on behalf of Andrew M. Worswick and Gail E. Drayton, seeking disclosure of Commission staff investigative records relating to a fire and explosion on March 1, 2002 at 1319 Palisades Beach Road, Santa Monica, California (Incident No. GIR20020301-01).

A draft resolution (L-305) by the Legal Division authorizing disclosure of the Utilities



Safety Branch's investigative report concerning Incident No. GIR20020301-01, is scheduled for consideration on the October 16, 2003 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-305, amend or modify it, or set it aside and prepare a different resolution.

On September 16, 2003, the draft resolution was circulated to the requesting party and the subject utility, Southern California Gas Company, pursuant to Public Utilities Code Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [cpuc.ca.gov](http://cpuc.ca.gov). The Commission will consider the draft resolution at its October 16, 2003 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by October 6, 2003, at the address set forth below. Reply comments must be filed by October 14, 2003. Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Jason Reiger  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5125  
San Francisco, CA 94102  
Telephone: (415) 355-5596 E-mail: [jzr@cpuc.ca.gov](mailto:jzr@cpuc.ca.gov)

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The Telecommunications Division has prepared Resolution T-16771 for the October 30, 2003, Commission Agenda. This resolution authorizes The Ponderosa Telephone Company \$3,774,297 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1). Any questions or comments should be directed to:

Larry Hirsch  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102

[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30232.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30232.doc)

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The Telecommunications Division has prepared Resolution T-16755 for the October 30, 2003, Commission Agenda. This resolution authorizes The Pinnacles Telephone Company \$300,400 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Jerry Shiu  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-1233

[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30220.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30220.doc)

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The Telecommunications Division has prepared Resolution T-16764 for the October 30, 2003, Commission Agenda. This resolution authorizes The Ducor Telephone Company \$1,907,645 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Eric Van Wambeke  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-2896

[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30228.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30228.doc)

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The Telecommunications Division has prepared Resolution T-16762 for the October 30, 2003, Commission Agenda. This resolution authorizes The Cal-Ore Telephone Company \$1,620,332 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Rudy Sastra  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-2673

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[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30226.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30226.doc)

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The Telecommunications Division has prepared Resolution T-16756 for the October 30, 2003, Commission Agenda. This resolution authorizes The Calaveras Telephone Company \$1,408,640 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Nazmeen Rahman  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-1625

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[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30222.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30222.doc)

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The Telecommunications Division has prepared Resolution T-16773 for the October 30, 2003, Commission Agenda. This resolution accepts Verizon's annual intrastate earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-1901

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[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30243.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30243.doc)

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The Telecommunications Division has prepared Resolution T-16774 for the October 30, 2003, Commission Agenda. This resolution accepts Citizen Telecommunications Company's annual intrastate shareable earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen  
Telecommunications Division  
California Public Utilities Commission

505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-1901

[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30248.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30248.doc)

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The Telecommunications Division has prepared Resolution T-16772 for the October 30, 2003, Commission Agenda. This resolution accepts SBC's annual earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-1901

[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30240.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30240.doc)

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## **NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT**

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to a Subpoena by Timothy Smith, Esq., on behalf of Timothy Fielding, seeking disclosure of Commission staff investigative records relating to a trench collapse on September 16, 2001 at Dry Creek Road, Rio Linda, California (Incident No. GIR20010916-01).

A draft resolution (L-306) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. GIR20010916-01, is scheduled for consideration on the October 30, 2003 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-306, amend or modify it, or set it aside and prepare a different resolution.

On September 30, 2003, the draft resolution was circulated to the requesting party and the subject utility, Pacific Gas and Electric Company, pursuant to Public Utilities Code Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [cpuc.ca.gov](http://cpuc.ca.gov). The Commission will consider the draft resolution at its October 30, 2003 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by October 20, 2003, at the address set forth below. Reply comments must be filed by October 27, 2003. Commenters must also serve comments, and reply comments, on the

service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Fred Harris  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5002  
San Francisco, CA 94102  
Telephone: (415) 703-1557 E-mail: [fnh@cpuc.ca.gov](mailto:fnh@cpuc.ca.gov)

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### **NOTICE OF DRAFT RESOLUTIONS**

#### **(Pursuant to PU Code 311(g)(1))**

The Telecommunications Division has prepared Resolution T-16775 for the October 30, 2003, Commission Agenda. This resolution accepts Roseville Telephone Company's annual intrastate earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
Telephone: (415) 703-1901

[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/30300.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30300.doc)

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### **NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT**

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to Subpoena by Richard A. Cohn of the Law Offices of Aitken Aitken & Cohn on behalf of Francilene M. Kincannon, et al., Seeking Disclosure of Commission Staff Investigative Records Relating to the Death of John A. Kincannon (Incident No. EIR20020811-01).

A draft resolution (L-307) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. EIR20020811-01 is scheduled for consideration on the October 16, 2003 Commission meeting agenda. The Commission

may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-307, amend or modify it, or set it aside and prepare a different resolution.

On September 30, 2003, the draft resolution was circulated to the requesting party and the subject utility, Southern California Edison, pursuant to Public Utilities Code Section 311(g) and Rules 77.7 (f)(7) and 81 of the Commission's Rules of Practice and Procedure. The comment period has been reduced, in accord with Rule 77.7 (f)(7), in order to permit a more timely response to the subpoena for investigation records. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [cpuc.ca.gov](http://cpuc.ca.gov).

The Commission will consider the draft resolution at its October 16, 2003 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by October 10, 2003, at the address set forth below. Reply comments must be filed by October 13, 2003. Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Fred Harris  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 4107-9  
San Francisco, CA 94102  
Telephone: (415) 703-1557 E-mail: [fnh@cpuc.ca.gov](mailto:fnh@cpuc.ca.gov)

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#### **NEW FILINGS**

10/6/03	A03-10-007	Tele Circuit Network Corporation, for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code Section 1013.
10/6/03	A03-10-008	Saigon V.I.P. Transportation, LLC, for passenger stage authority under Section 1031, et seq., of the California Public Utilities Code, to transport passengers and baggage express, on an on-call, county-to-county pricing basis, between the counties of San Diego, Orange, Los Angeles, Santa Clara, San Francisco and Alameda, on the one hand, and to establish door-to-door shuttle service between points in Los Angeles/Long Beach Harbors and certain "shopping

mall" described in the body of the application, on the other hand; and to establish a zone of rate freedom under Section 454.2, et seq., of the PU Code (9353 Bolsa Avenue, KJ18, Westminster, CA 92683; (714) 636-2347).

10/6/03      A03-10-009      Pacific Gas and Electric Company, for authorization under Public Utilities Code Section 851 to allow installation of a swimming pool within Pacific Gas and Electric Company's easement area.

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

10/6/03      R02-11-039      Rulemaking to implement the provisions of Public Utilities Code Section 761.3 enacted by Chapter 19 of the 2001-02 Second Extraordinary Legislative Session; **Application for Rehearing of D03-09-002 by AES Alamitos, LLC, AES Huntington Beach, LLC, and AES Redondo Beach, LLC.**

**Application for Rehearing of D03-09-002 by Mirant Delta, LLC and Mirant Potrero, LLC.**

10/6/03      A01-09-062      California Water Service Company, (U 60 W), a corporation, for an order authorizing it to increase rates charged for water service in the Bear Gulch district by \$1,948,100 or 15.1% in the year 2002; \$505,700 or 3.4% in the year 2003; \$450,800 or 2.9% in the year 2004; and by \$461,900 or 2.9 % in the year 2005; **Application for Rehearing of D03-09-021 by California Water Service Company.**

A01-09-063

A01-09-064

A01-09-065

A01-09-066

A01-09-067

A01-09-068

And Related Matters.

A01-09-069

A01-09-070

A01-09-071

A01-09-072

A01-09-073

A01-09-074

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING  
OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

NONE

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**ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

04/30/03	Energy 2456G	PACIFIC GAS & ELECTRIC COMPANY, May 2003 Core Procurement Rate Changes ( <b>anticipated effective 05/07/03</b> )
09/16/03	Telecom 1	BUSINESS NETWORK LONG DISTANCE, INC., Initial tariff filing ( <b>effective TBD</b> )
09/16/03	Telecom 1	NATIONAL ACCESS LONG DISTANCE, INC., Initial tariff filing. ( <b>effective TBD</b> )
09/16/03	Telecom 1	US FIBERCOM, INC., Initial tariff filing. ( <b>effective TBD</b> )
09/19/03	Telecom 20	ONEPOINT COMMUNICATIONS - COLORADO, LLC, Name change from "OnePoint Communications - Colorado, LLC dba Verizon Avenue" to "Verizon Avenue Corp." ( <b>effective TBD</b> )
09/23/03	Telecom 2767	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract ( <b>effective TBD</b> )
09/23/03	Telecom 2768	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Amended contract ( <b>effective TBD</b> )
09/24/03	Telecom 2769	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Offers a service plan. ( <b>effective TBD</b> )



09/24/03	Telecom 2770	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Makes text changes in the General Regulations tariff. <b>(effective TBD)</b>
09/24/03	Telecom 4	CALIFORNIA CATALOG & TECHNOLOGY, INC., CNEP filing. <b>(effective TBD)</b>
09/24/03	Telecom 125	SOUTHWESTERN BELL COMMS SVCS., INC., Contract <b>(effective TBD)</b>
09/24/03	Telecom 375	VERIZON SELECT SERVICES, INC., To introduce a new service, Frame Relay IV, and limit the availability of Frame Relay III to existing customers only. <b>(effective TBD)</b>
09/25/03	Telecom 2771	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Extends a promotion. <b>(effective TBD)</b>
09/25/03	Telecom 21	NOVA CELLULAR WEST INC., surcharge increase <b>(effective TBD)</b>
09/25/03	Telecom 126	SOUTHWESTERN BELL COMMS SVCS., INC., Introduces HVCP II PLUS IntraLata Competitive Sign on Bonus Promotion #223. <b>(effective TBD)</b>
09/26/03	Telecom 77	BELL ATLANTIC COMM., INC. (DBA VERIZON), Plan L text changes, Plan K Service text correction. <b>(effective TBD)</b>
09/26/03	Telecom 12	NEW CENTURY TELECOM, INC., Extends Five's are Wild promotional offering. <b>(effective TBD)</b>
09/26/03	Telecom 376	VERIZON SELECT SERVICES, INC., To add Card L to the Standard Retail Prepaid Calling Service. <b>(effective TBD)</b>
09/26/03	Telecom 129	Z-TEL COMMUNICATIONS, INC., Removes monthly recurring charge from Z-Line 800 Service. <b>(effective TBD)</b>
09/29/03	Telecom 1	ALLCOM USA, acquisition of control over all communications by united communications, hub, inc. <b>(effective TBD)</b>
09/29/03	Telecom 10	UNITED COMMUNICATIONS HUB, INC, Acquisition of Control over All Communications by United Communications, Hub, Inc. <b>(effective TBD)</b>
09/30/03	Energy 696G	SOUTHWEST GAS CORPORATION, Revision to Procurement Charges Applicable to Schedule GCP, Core Subscription Gas

		Procurement Charge and Transportation Franchise Fee ( <b>anticipated effective 10/07/03</b> )
09/30/03	Telecom 286	CAL-ORE TELEPHONE COMPANY, CHCF-A Filing ( <b>effective TBD</b> )
09/30/03	Telecom 268	CALAVERAS TELEPHONE COMPANY, CHCF-A Filing ( <b>effective TBD</b> )
09/30/03	Telecom 809-D	CITIZENS TELECOMMUNICATIONS CO. OF CA., <b>Supplements A.L.No.809</b> , Introduce the Frontierworks small business solutions package offerings available to business customers. The FrontierWorks small business solutions offers business customers a variety of bundled packages to choose from. ( <b>effective TBD</b> )
09/30/03	Telecom 150-A	CITIZENS TELECOMS. CO. OF GOLDEN STATE, <b>Supplements A.L.No.150</b> , Introduce the FrontierWorks Small Business Solutions package offerings available to business customers. ( <b>effective TBD</b> )
09/30/03	Telecom 151	CITIZENS TELECOMS. CO. OF GOLDEN STATE, Annual CHCF-A fund revenue requirements ( <b>effective TBD</b> )
09/30/03	Telecom 139-A	CITIZENS TELECOMS. CO. OF TUOLUMNE, <b>Supplements A.L.No.139</b> , Introduce the FrontierWorks Small Business Solutions package offerings available to business customers. ( <b>effective TBD</b> )
09/30/03	Telecom 140	CITIZENS TELECOMS. CO. OF TUOLUMNE, Annual CHCF-A fund revenue requirements ( <b>effective TBD</b> )
09/30/03	Telecom 289	DUCOR TELEPHONE COMPANY, CHCF-A Filing ( <b>effective TBD</b> )
09/30/03	Telecom 347	EVANS TELEPHONE COMPANY, CHCF-A Filing ( <b>effective TBD</b> )
09/30/03	Telecom 265	HAPPY VALLEY TELEPHONE CO., Informational filing not requesting a draw from the CA HCF-A ( <b>effective TBD</b> )
09/30/03	Telecom 234	HORNITOS TELEPHONE COMPANY, Informational filing not requesting a draw from the CA HCF-A. ( <b>effective TBD</b> )
09/30/03	Telecom 321	KERMAN TELEPHONE COMPANY, CHCF-A Filing ( <b>effective TBD</b> )
09/30/03	Telecom 199	PINNACLES TELEPHONE COMPANY, CHCF-A Filing ( <b>effective</b>

**TBD)**

09/30/03	Telecom 315	SIERRA TELEPHONE COMPANY, INC., CHCF-A Annual Filing ( <b>effective TBD</b> )
09/30/03	Telecom 304	THE VOLCANO TELEPHONE COMPANY, CHCF-A Filing ( <b>effective TBD</b> )
09/30/03	Telecom 10617	VERIZON CALIFORNIA, INC., Price floor clarification for PBX Trunk Service - Discount Pricing Plans ( <b>effective TBD</b> )
09/30/03	Telecom 156	WINTERHAVEN TELEPHONE COMPANY, Informational filing not requesting a draw from the CA HCF-A ( <b>effective TBD</b> )
10/01/03	Telecom 127	SOUTHWESTERN BELL COMMS SVCS., INC., SERVICE CHANGE ( <b>effective TBD</b> )
10/01/03	Telecom 327	THE PONDEROSA TELEPHONE COMPANY, CHCF-A annual October 1 filing ( <b>effective TBD</b> )
10/01/03	Telecom 597	VERIZON WEST COAST, INC., CA-CHCF-A ( <b>effective TBD</b> )
10/02/03	Telecom 706	SPRINT COMMUNICATIONS COMPANY, L.P., increase network access surcharge ( <b>effective TBD</b> )
10/02/03	Telecom 34-A	TCAST COMMUNICATIONS, INC., <b>Supplements A.L.No.34</b> , Modifying service and reducing rates. ( <b>effective TBD</b> )
10/03/03	Telecom 5	CALIFORNIA CATALOG & TECHNOLOGY, INC., Adopt existing contract provisions for interconnection with SBC California ( <b>effective TBD</b> )
10/03/03	Telecom 707	SPRINT COMMUNICATIONS COMPANY, L.P., re-introduce promotions and minor housekeeping text changes ( <b>effective TBD</b> )
10/06/03	Energy 3299G	SOUTHERN CALIFORNIA GAS COMPANY, Revisions to Self- Generation Program Memorandum Account in Compliance with D.03-08-013 ( <b>anticipated effective 11/15/03</b> )
10/06/03	Water 1589	CALIFORNIA WATER SERVICE COMPANY, [Antelope Valley District] Compliance filing to increase rates pursuant to Decision 03- 10-005 dated October 2, 2003. ( <b>effective TBD</b> )
10/06/03	Water 1590	CALIFORNIA WATER SERVICE COMPANY, [Kern River Valley District] Compliance filing to increase rates pursuant to Decision 03-

10-005 dated October 2, 2003. (**effective TBD**)

10/06/03	Water 94	PEERLESS WATER CO., To recover Dept. of Health Services fees through a one-time surcharge. ( <b>effective TBD</b> )
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**ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

**NONE**

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**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

09/22/03	Energy 2276E	PACIFIC GAS & ELECTRIC COMPANY, Revisions to Preliminary Statement Part CK, Schedule E-31 and Form 79-995, Pricing Options <b>Protest by Merced Irrigation Dist. &amp; SSJID.</b>
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**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

**INCORRECT ENTRY AS IT APPEARED ON THE 9/24/03 DAILY CALENDAR**

09/22/03	Energy 2276E	PACIFIC GAS & ELECTRIC COMPANY, Revisions to Preliminary Statement Part CK, Schedule E-31 and Form 79-995, Pricing Options <b>Protest by Modesto Irrigation District.</b>
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**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to

the protestor.

**CORRECTED ENTRY AS IT APPEARED ON THE 10/8/03 DAILY CALENDAR**

09/22/03      Energy 2276E      PACIFIC GAS & ELECTRIC COMPANY, Revisions to Preliminary Statement Part CK, Schedule E-31 and Form 79-995, Pricing Options  
**Protest by Merced Irrigation District and South San Joaquin Irrigation District.**

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Consumer Protection and Safety Division**

10/02/03      TCP 16913-B      Ruben Adriano, Fe Adirano and Elmer S. Enriquez DBA Pacific Trans Service; Mailing Address: 4539 Callan Blvd, Daly City CA 94015; Terminal Address: Same; Tel. No.: 650-754-9311; Application filed for Class B Charter-Party authority.

08/25/03      TCP 16782-B      Saigon V.I.P Transportation LLC Attn: Kelvin Dang, Member/Manager; Mailing Address: 9353 Bolsa Ave., #KJ18; Terminal Address: Same; Tel. No.: 714-636-2347; Application filed for Class B Charter-Party authority.

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

<b><u>Date Filed</u></b>	<b><u>Subject</u></b>
May 29, 2003	The California Teleconnect Fund (CTF) Administrative Committee filed a proposed Fiscal Year 2004-05 (July 1, 2004 through June 30, 2005) Budget for the CTF with the Commission's Executive Director. This proposed budget is available at: <a href="http://www.cpuc.ca.gov/static/industry/telco/public+programs/advisory+boards/ctf.htm">http://www.cpuc.ca.gov/static/industry/telco/public+programs/advisory+boards/ctf.htm</a> or by calling Hassan Mirza at (415) 703-1638. Protests or comments should be made within 20 days from the date this notice first appears in this Daily Calendar and should be sent to the Director of Telecommunications Division - Jack Leutza in Room 3210.

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

10/3/03	A.03-04-022	Galvin - Application of Southern California Edison Company (U 338-E) For Approval of its 2003 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); For Approval of its 2003 AB57 Trigger and Threshold Amounts; and For Approval of a Proposed Scope and Schedule for ERRA Proceedings.
10/8/03	A.03-04-015	Walker - In the Matter of the Application of Park Water Company (U 314 W) for Authority to Increase Rates in its Central Basin Division as authorized by NOI 03-04-004: In 2004 of \$1,775,880 or 9.83% above revenues generated by present rates, in 2005 of \$671,705 or 3.39% above the revenues generated by the rates proposed for 2004, in 2006 of \$674,319 or 3.29% above the 2005 revenue requirements.

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

A.02-12-027	Long - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
A.02-12-028	Long - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and
I.03-03-016	Long - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company, <b>Evidentiary Hearing held and continued to October 8 at 9:30 a.m.</b>
C.03-06-004	Patrick - Nancy Cross, Complainant, vs. Comcast Phone of California, LLC, Defendant, <b>Expedited Complaint Proceeding Hearing held and concluded</b>

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**REMOVALS FROM CALENDAR****NONE**

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**NEW SETTINGS**

10/10/03	10:00 a.m.	(M) - In the Matter of the Application of Southern
ALJ Malcolm	A.02-05-046	California Edison Company (U 338 E) Regarding the
Comr Lynch		Future Disposition of the Mohave Generating Station,
		<b>Commission Conference Room 5012, San Francisco</b>

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**LAW AND MOTION**

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas and Peter Allen** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

10/13/03	10:00 a.m.	NONE SCHEDULED
10/20/03	10:00 a.m.	NONE SCHEDULED
10/27/03	10:00 a.m.	NONE SCHEDULED

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**FINAL ORAL ARGUMENTS (FOA)****NONE**

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**HEARINGS**

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

**(PHC) = Prehearing Conference**  
**(EH) = Evidentiary Hearing**

**(WS) = Workshop**  
**(FPH) = Full Panel Hearing**

**(PPH) = Public Participation Hearing****(AH) = Arbitration Hearing****(IAM) = Initial Arbitration Meeting****(CA) = Closing Argument****(M) = Mediation****(LM) = Law & Motion****(ECP) = Expedited Complaint Procedure****(OA) = Oral Argument****(OSC) = Order to Show Cause**

10/8/03	9:30 a.m.	<b>(EH)</b> - Application of SOUTHERN CALIFORNIA
ALJ Long	A.02-12-027	GAS COMPANY for authority to update its gas
Comr Wood		revenue requirement and base rates. (U 904 G), and
	A.02-12-028	<b>(EH)</b> - Application of SAN DIEGO GAS &
		ELECTRIC COMPANY for authority to update its gas
		and electric revenue requirement and base rates.
		(U 902-M), and
	I.03-03-016	<b>(EH)</b> - Order Instituting Investigation on the
		Commission's Own Motion into the Rates, Operations,
		Practices, Service and Facilities of Southern California
		Gas Company and San Diego Gas & Electric
		Company,
		<b>Commission Courtroom, San Francisco</b>
		<b>(also October 9 – 10; October 14 – 17;</b>
		<b>October 20 – 24; October 27 – 28 and</b>
		<b>November 12 – 14)</b>
10/8/03	10:00 a.m.	<b>(EH)</b> - In the Matter of the Application of SAN
ALJ Patrick	A.02-11-044	GABRIEL VALLEY WATER COMPANY (U337W)
Comr Peevey		for Authority to Increase Rates Charged for Water
		Service in its Fontana Water Company Division to
		increase revenues by \$11,573,200 or 39.1% in 2003,
		\$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in
		2005, and \$3,079,900 or 6.4% in 2006,
		<b>Commission Courtroom, San Francisco</b>
10/8/03	10:00 a.m.	<b>(PHC)</b> - Bruce Anthony and Nancy Ellen von
ALJ Brown	C.03-07-047	Herrmann, Complainants, vs. Pacific Gas and Electric
Comr Brown		Company, Defendant,
		<b>Commission Courtroom, San Francisco</b>



10/8/03 ALJ McKenzie Comr Lynch	10:00 a.m. I.00-03-001	<b>(PHC)</b> – Investigation into the operations and practices of Qwest Communications Corporation, et al. in concerning compliance with Statutes, Commission decisions, and other requirements applicable to the utility’s installation of facilities in California for providing Telecommunications service, <b>Commission Courtroom, San Francisco</b>
10/9/03 ALJ Simon Comr Wood	10:00 a.m. A.02-01-031	<b>(PHC)</b> - Application of the Santa Clara Valley Transportation Authority for an order approving safety appliances to be used at the at-grade crossings of Sunol Street (82D-4.1) and Auzerais Avenue (82D-4.2) by the light rail transit line of the Vasona Light Rail Project in the City of San Jose, County of San Clara, <b>Commission Courtroom, San Francisco</b>
10/10/03 ALJ Malcolm Comr Lynch	10:00 a.m. A.02-05-046	<b>(M)</b> - In the Matter of the Application of Southern California Edison Company (U 338 E) Regarding the Future Disposition of the Mohave Generating Station, <b>Commission Conference Room 5012, San Francisco</b>
10/10/03 ALJ Thorson Comr Brown	10:00 a.m. A.03-01-034	<b>(PHC)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
	A.03-01-035	<b>(PHC)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
	A.03-01-036	<b>(PHC)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
	A.03-01-037	<b>(PHC)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, <b>Commission Courtroom, San Francisco</b>

10/10/03 ALJ O'Donnell Comr Brown	10:00 a.m. R.03-03-017	(PHC) - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
	I.03-03-018	(PHC) - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
	C.00-01-017	(PHC) - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants, <b>Commission Courtroom, San Francisco</b>
10/14/03 ALJ Brown Comr Peevey	10:00 a.m. A.03-07-032	(EH) - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Approval of a Power Purchase Agreement under PUHCA Section 32(k) Between the Utility and a Wholly-Owned Subsidiary and for Authority to Recover the Costs of Such Power Purchase Agreement in Rates, <b>Commission Courtroom, San Francisco (Also October 15 – 17 and October 20 – 24)</b>
10/15/03 ALJ Grau Comr Brown	10:00 a.m. C.03-05-023	(EH) - Raw Bandwidth Communications, Inc., Complainant, vs. SBC California, Inc. (U-1001-C), SBC Advanced Solutions, Inc. (U-6346-C), and Does 1-10, Defendants, <b>Commission Courtroom, San Francisco</b>
10/16/03 ALJ Thomas Comr Brown	10:00 a.m. C.03-07-031	(PHC) - Pacific Gas and Electric Company (U 39 G), Complainant, v. Calpine Corporation; CPN Pipeline Company; Calpine Energy Services, L.P., Calpine Natural Gas Company; Lodi Gas Storage, LLC; and Does 1-10, Defendants, <b>Commission Courtroom, San Francisco</b>

10/16/03 ALJ Walker Comr Brown	10:00 a.m. I.03-09-030	<b>(OSC)</b> - Investigation on the Commission's own motion into the Santa Clara Valley Transportation Authority's refusal to file an application for the widening of I-880 over the Authority's light rail line at North First Street in the City of San Jose, California, as required by California Public Utilities Code Sections 1201 et seq. and 99152, and Order to Show Cause why the Authority should not be ordered to file an application for Commission approval, <b>Commission Courtroom, San Francisco</b>
10/24/03 ALJ Barnett	10:00 a.m. C.03-09-009	<b>(ECP)</b> - Thomas B. Webb, Complainant, vs. Southern California Edison Company, Defendant, <b>Palm Desert Public Library – Seminar Room 73300 Fred Waring Drive Palm Desert, CA</b>
10/24/03 ALJ Barnett	11:00 a.m. C.03-07-041	<b>(ECP)</b> - Martin Lax, Complainant, vs. AT & T Communications of California, Inc., Defendant, <b>Palm Desert Public Library – Seminar Room 73300 Fred Waring Drive Palm Desert, CA</b>
10/27/03 ALJ Thorson Comr Brown	9:00 a.m. – 3:00 p.m. A.03-01-034	<b>(EH)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
	A.03-01-035	<b>(EH)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
	A.03-01-036	<b>(EH)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
	A.03-01-037	<b>(EH)</b> - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, <b>Commission Courtroom, San Francisco (also October 28 - 31)</b>

10/27/03 ALJ Allen Comr Brown	10:00 a.m. A.00-11-038	<b>(EH)</b> - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
	A.00-11-056	<b>(EH)</b> - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
	A.00-10-028	<b>(EH)</b> - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527, <b>Commission Courtroom, San Francisco (also October 28 – 31 and November 3 – 4)</b>
10/27/03 ALJ Barnett	1:00 p.m. C.03-06-024	<b>(ECP)</b> - Mark Tzalka, Complainant, vs. Southern California Gas Company, Defendant, <b>Commission Courtroom, State Office Building 320 West 4<sup>th</sup> Street, Conference Room A Los Angeles, CA</b>
10/28/03 ALJ Patrick	10:00 a.m. C.03-09-017	<b>(ECP)</b> - Maclyn Erickson, Complaint, vs. Southern California Edison Company, Defendant, <b>Department of Transportation, District 5 Sycamore Room 50 Higuera Street San Luis Obispo, CA</b>
10/28/03 ALJ Vieth Comr Wood	10:00 a.m. C.03-09-027	<b>(TELEPHONIC PHC)</b> - Angelica Garcia a.k.a. Angelica Medrano, Complainant, vs. Southern California Edison Company, Defendant, <b>Commission Courtroom, San Francisco</b>
10/29/03 ALJ Malcolm Comr Peevey	9:30 a.m. R.03-09-007	<b>(PHC and WS)</b> - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation, <b>Commission Courtroom, San Francisco</b>
10/29/03 ALJ Walker Comr Kennedy	10:00 a.m. A.02-07-021	<b>(PHC)</b> - In the Matter of the Application of Southern California Water Company (U 133 W) for an Order pursuant to Public Utilities Code Section 851 Approving a Settlement Agreement that will Convey Water Rights in the Culver City Customer Service Area, <b>Commission Courtroom, San Francisco</b>

10/29/03 ALJ McVicar Comr Peevey	2:00 p.m. A.03-03-029	<b>(PHC)</b> - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E), <b>Commission Courtroom, San Francisco</b>
10/30/03 ALJ Bushey Comr Kennedy	10:30 a.m. C.03-02-003	<b>(PHC)</b> - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants, <b>Commission Courtroom, San Francisco</b>
10/31/03 ALJ Walwyn Comr Peevey	10:00 a.m. R.01-10-024	<b>(PHC)</b> - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development. (PHC on SDG&E Motion/Calpine Issues), <b>Commission Auditorium, San Francisco</b>
11/3/03 ALJ McVicar Comr Peevey	10:00 a.m. A.03-03-029	<b>(EH)</b> - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E), <b>Commission Courtroom, San Francisco</b> <b>(also November 4 – 7; and November 10; November 12 – 14)</b>
11/3/03 ALJ DeUlloa Comr Brown	10:00 a.m. A.03-06-040	<b>(EH)</b> - In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY In Compliance with Resolution G-3334 For a System of Firm, Tradable Receipt Point Capacity Rights and Related Provisions (U 904 G), <b>Commission Courtroom, San Francisco</b> <b>(also November 4 – 7)</b>
11/5/03 ALJ Mattson Comr Kennedy	10:00 a.m. A.03-09-008	<b>(PHC)</b> - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, and

	A.03-09-031	<b>(PHC)</b> - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, <b>Commission Courtroom, San Francisco</b>
11/5/03 ALJ Vieth Comr Wood	2:00 p.m. I.02-06-003	<b>(OA)</b> - Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless, U-3060, U-4135 and U-4314, and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers, <b>Commission Courtroom, San Francisco</b>
11/6/03 ALJ Simon Comr Brown	10:00 a.m. C.02-11-011	<b>(PHC)</b> - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, <b>Commission Courtroom, San Francisco</b>
11/17/03 ALJ Simon Comr Brown	9:00 a.m. C.02-11-011	<b>(EH)</b> - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, <b>Commission Courtroom, San Francisco</b> <b>(also November 18 - 21)</b>
11/17/03 ALJ McKenzie Comr Wood	10:00 a.m. C.92-04-007	<b>(EH)</b> - Communications Workers of America, Local 9415, Kathleen Kinchius, President, Complainant, vs. Pacific Bell, (U 1001 C), Defendant, <b>Commission Courtroom, San Francisco</b> <b>(also November 18)</b>
11/18/03 ALJ Walker Comr Kennedy	10:00 a.m. A.03-05-039	<b>(EH)</b> - Application for Ex Parte Approval of an Interim Alternative Plan for Protection of the Public Pursuant to General Order 120-C, Sections 3(E) and 6, and
	P.03-05-040	<b>(EH)</b> - Petition to Adopt, Amend, or Repeal a Regulation Pursuant to Pub. Util. Code Section 1708.5, <b>Commission Courtroom, San Francisco</b> <b>(also November 19 – 21)</b>

11/18/03 ALJ TerKeurst Comr Lynch	2:00 p.m. A.02-09-043	<b>(PPH)</b> - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project., <b>San Mateo City Hall Council Chamber</b> <b>330 West 20<sup>th</sup> Avenue</b> <b>San Mateo, CA</b>
11/18/03 ALJ TerKeurst Comr Lynch	7:00 p.m. A.02-09-043	<b>(PPH)</b> - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project., <b>War Memorial Building</b> <b>San Bruno Recreation Center</b> <b>Meeting Room A/B</b> <b>Crystal Springs Ave @ Oak Ave</b> <b>San Bruno, CA</b>
11/19/03 ALJ Malcolm Comr Peevey	10:00 a.m. R.03-08-018	<b>(PHC)</b> - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges, <b>Commission Courtroom, San Francisco</b>
11/24/03 ALJ Barnett	12:00 noon C.03-09-041	<b>(ECP)</b> – Continental Building Control Systems, Inc., Complainant, vs. Allegiance Telecom of California, Inc., Defendant, <b>Commission Courtroom, State Office Building</b> <b>320 West 4<sup>th</sup> Street, Suite 500</b> <b>Los Angeles, CA</b>
11/26/03 ALJ Barnett Comr Wood	2:00 p.m. C.01-01-032	<b>(PHC)</b> - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, and
	C.01-01-051	<b>(PHC)</b> - Aps Energy Services Company, Inc., Complainant, vs. Pacific Gas And Electric Company, Defendant, and
	C.01-09-011	<b>(PHC)</b> - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, <b>Commission Courtroom, San Francisco</b>

12/4/03 ALJ Terkeurst Comr Lynch	9:00 a.m. A.02-09-043	<b>(EH)</b> - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project, <b>Commission Courtroom, San Francisco</b> <b>(also December 5 and December 8 – 10)</b> <b>(Note: December 8 at 10:00 a.m. and the remaining days at 9:00 a.m.)</b>
12/4/03 ALJ Grau Comr Brown	2:00 p.m. R.03-09-029	<b>(PHC)</b> - Order Instituting Rulemaking Regarding Cost Responsibility Surcharges for County and Municipal Water Districts Which Generate Their Own Electricity Pursuant To SB 1755, <b>Commission Courtroom, San Francisco</b>
12/9/03 ALJ Brown Comr Brown	10:00 a.m. A.03-02-027	<b>(EH)</b> - Application of SFPP, LP pursuant to Commission Resolution No. 0-0043 issued October 24, 2002, <b>Commission Courtroom, San Francisco</b> <b>(also December 10 - 12)</b>
1/12/04 ALJ Fukutome Comr Lynch	10:00 a.m. A.03-05-035	<b>(EH)</b> - In the Matter of the Application of SAN JOSE WATER COMPANY (U 168 W) for an Order authorizing it to increase rates charged for water service by \$25,793,000 or 18.20% in 2004; by \$5,434,000 or 3.24% in 2005; and by \$5,210,000 or 3.01% in 2006, <b>Commission Courtroom, San Francisco</b> <b>(Also January 13 - 16)</b>
1/12/04 ALJ Walker Comr Brown	4:00 p.m. & 7:00 p.m. A.01-10-047	<b>(PPH)</b> - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura, <b>Oxnard City Hall Council Chamber</b> <b>305 West 3<sup>rd</sup> Street</b> <b>Oxnard, CA</b>



1/13/04 ALJ Walker Comr Brown	9:00 a.m. A.01-10-047	(EH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura, <b>Oxnard City Hall Council Chamber</b> <b>305 West 3<sup>rd</sup> Street</b> <b>Oxnard, CA</b> <b>(also January 14 - 16)</b>
1/26/04 ALJ Simon Comr Kennedy	9:00 a.m. A.03-01-013	(EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, <b>Commission Courtroom, San Francisco</b> <b>(also January 27 - 30)</b>
1/26/04 ALJ Malcolm Comr Lynch	10:00 a.m. A.02-07-050	(EH) - In the Matter of the Application of SBC Pacific Bell Telephone Company (U 1001 C), a corporation, for Authority to Categorize Local DA Service as a Category III Service, <b>Commission Courtroom, San Francisco</b> <b>(January 27 – 30 and February 2 – 3)</b>
2/9/04 ALJ Malcolm Comr Lynch	10:00 a.m. A.03-07-036	(EH) - In the Matter of the Application of California American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Los Angeles Division to increase revenues by \$1,354,500 or 7.56% in the year 2004, \$842,100 or 4.86% in the year 2005, and \$1,052,000 or 5.22% in 2006, <b>Commission Courtroom, San Francisco</b> <b>(Also February 10 – 11 and February 23 – 24)</b>
2/23/04 ALJ Duda Comr Peevey	9:30 a.m. R.93-04-003	(EH) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and

	I.93-04-002 <b>(Verizon UNE Phase)</b>	<b>(EH)</b> - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, <b>Commission Courtroom, San Francisco (also February 24 – 27)</b>
2/23/04 ALJ Walker Comr Brown	10:00 a.m. C.02-07-044	<b>(EH)</b> - The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants, <b>Commission Courtroom, San Francisco (also February 24 – 27)</b>
2/24/04 ALJ Barnett Comr Wood	2:00 p.m. A.02-05-004	<b>(PHC)</b> - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
	I.02-06-002 <b>(PHASE 2)</b>	<b>(PHC)</b> - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, <b>Commission Courtroom, San Francisco</b>
3/1/04 ALJ Barnett Comr Wood	10:00 a.m. A.02-05-004	<b>(EH)</b> - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
	I.02-06-002 <b>(PHASE 2)</b>	<b>(EH)</b> - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, <b>Commission Courtroom, San Francisco (also March 2 - 4; March 8 - 11; and March 15 – 18)</b>
3/1/04 ALJ TerKeurst Comr Lynch	10:00 a.m. I.02-11-040	<b>(EH)</b> - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and

I.03-02-033      **(EH)** - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Semptra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities,  
**Commission Courtroom, San Francisco**  
**(also March 2 – 5; March 8 – 12; March 15 – 19; and March 22 - 26)**

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### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

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### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

#### All-Party Meeting – R00-02-004

October 8, 2003  
 1 pm – 4 pm

California Public Utilities Commission  
 505 Van Ness Avenue, Hearing Room E  
 San Francisco

There will be an all-party continuation meeting with Commissioners Geoffrey F. Brown and Susan P. Kennedy regarding R00-02-004 Proposed Consumer Protection Rules. The Commissioners wish to review with parties each proposed rule. All parties are invited to attend. Commissioners Brown and Kennedy will not meet individually on this matter. All participants must provide the names of individuals who will be participating, their affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please contact Vana White at (415) 703-1407 or e-mail her at vfw@cpuc.ca.gov NO LATER than the end of business on Tuesday, October 7, 2003, so that there is adequate time to advise the Commissioner's office of the attendees.

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## NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

10/2/03            A01-03-036            San Diego Gas & Electric Company, for a Certificate of Public Convenience and Necessity for the Valley-Rainbow 500 KV Interconnect Project.

**Summary:** On October 1, 2003, California Alliance for Utility Safety & Education sent a letter (copy attached to the notice) to Cmmr. Brown. The letter was also addressed to Cmmrs. Peevey, Lynch, Kennedy, and Wood.

**Filer:** California Alliance for Utility Safety and Education

**Contact:** Karen Johanson

**Phone:** (858) 792-8337

10/2/03            R95-04-043            Order instituting rulemaking on the Commission's own motion into competition for local exchange service.

                         I95-04-044            Order instituting investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On September 29, 2003, Elaine M. Duncan, Vice-President General Counsel, Verizon California Inc. (Verizon), met with Tim Sullivan, advisor to Cmmr. Kennedy, in San Francisco. Also present were William Petersen, Associate General Counsel, and Kurt Rasmussen, Senior Staff Consultant-Regulatory, for Verizon. Parties discussed the Federal Communications Commission's (FCC) Triennial Review nine-month proceeding. Duncan stated that the incumbent local exchange carriers (ILECs) did not have access to all information required in order to conduct the impairment analysis required by the FCC, and that the Commission has a crucial fact-gathering role to fulfill in order to obtain complete information from as many carriers as possible. Referring to a process in which the markets were defined first and the triggers applied, Petersen stated that the triggers provide an objective test and allow for the possibility of curtailed proceedings. Petersen stated that the Commission should require ILECs, in their initial filings, to identify the network elements they intend to challenge, the relevant markets in which they intend to make these challenges, and the triggers they intend to satisfy.

**Filer:** Verizon California Inc.

**Contact:** Terry Tannen

**Phone:** (415) 474-4921

10/2/03            A02-11-017            Pacific Gas and Electric Company, for authority,

	among other things, to increase revenue requirements for electric and gas service and to increase rates and charges for gas service effective January 1, 2003.
A02-09-005	Pacific Gas and Electric Company (U 39-E), pursuant to Resolution E-3770 for Reimbursement of Costs associated with delay in implementation of its New Customer Information System caused by the 2002 20/20 customer rebate program.
I03-01-012	Commission Order Instituting Investigation into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company.

**Summary:** On September 30, 2003, Truman Burns, Public Utilities Regulatory Analyst in the Office of Ratepayer Advocates (ORA), met with Pres. Peevey and Mike Campbell, advisor to Cmmr. Lynch, in two separate meetings in San Francisco. At the meeting with Pres. Peevey also present was Peter Arth, advisor to Pres. Peevey, and with Mike Campbell – Steven Weissman, advisor to Cmmr. Wood, and David Gamson, advisor to Cmmr. Brown. Representatives from the Diablo Canyon Independent Safety Committee (DCISC), the San Luis Obispo Mothers for Peace (SLOM4P), and Pacific Gas and Electric Company (PG&E) participated in both meetings. Burns spoke about ORA's support for the continuation of the DCISC and about three of the four requests made by the SLOM4P: a fourth member on the DCISC from the public, removing PG&E from the selection process of committee membership, and expanded outreach by the DCISC.

**Filer: Office of Ratepayer Advocates - Tudisco**

**Contact: Rosario Espino**

**Phone: (415) 703-1858**

**email: mre@cpuc.ca.gov**

10/2/03	A02-03-039	Southern California Edison Company and San Diego Gas & Electric Company, for the 2002 Nuclear Decommissioning Cost Triennial Proceeding to set Contribution Levels for the Companies' Nuclear Decommissioning Trust Fund and Address Other Related Decommissioning Issues.
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**Summary:** On September 30, 2003, Lee Schavrien, Vice President of Regulatory Affairs of San Diego Gas & Electric Company (SDG&E), met with Manuel Ramirez, advisor to Cmmr. Wood in San Francisco. Written materials (attached to the notice) were used. Schavrien stated that SDG&E supports the draft decision and opposes the alternate decision, which would suspend all contributions to the Nuclear Decommissioning Trusts.

**Filer: San Diego Gas & Electric Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**email: [rlecamus@semprautilities.com](mailto:rlecamus@semprautilities.com)**

**Summary:** On September 30, 2003, Lee Schavrien, Vice President of Regulatory Affairs of San Diego Gas & Electric Company (SDG&E), provided written materials (attached to the notice) to Ross LaJeunesse, advisor to Cmmr. Kennedy. The materials were provided in anticipation of a telephone conversation to discuss the draft and alternate decisions.

**Filer:** San Diego Gas & Electric Company

**Contact:** Renee Le Camus

**Phone:** (415) 202-9986

**email:** [rlecamus@semprautilities.com](mailto:rlecamus@semprautilities.com)

10/2/03            A99-09-006            Pacific Gas and Electric Company, in the 1999 annual transition cost proceeding.

**Summary:** On September 29, 2003, Sabrina Chaw, Senior Regulatory Representative, Regulatory Relations, Pacific Gas & Electric Company (PG&E), met with Julie Fitch, advisor to Pres. Peevey, in San Francisco. Also present was Joe O'Flanagan, Director, Vice President and Controller, PG&E. Chaw stated that Cmmr. Lynch's alternate is unacceptable to PG&E as the alternate would require PG&E to place the Hunters Point Power Plant (HPPP) decommissioning costs in the Transition Cost Balancing Account, while ALJ's proposed decision would require that these costs be incorporated into PG&E's general rate case (GRC). Chaw stated that including the costs in the GRC obviates the need for a one-way balancing account for these costs. O'Flanagan stated that the alternate is also inconsistent with the GRC settlement that the Office of Ratepayer Advocates, The Utility Reform Network, and others had agreed upon. O'Flanagan also refuted the City and County of San Francisco's arguments that PG&E would profit from insurance proceeds if the HPPP decommissioning costs exceeded the original estimate. O'Flanagan stated further that if ratepayers funded 100% of the decommissioning cost they would be entitled to 100% of the gain and that this would be accomplished by crediting the proceeds to the decommissioning reserve.

**Filer:** Pacific Gas and Electric Company

**Contact:** Sandra Ciach

**Phone:** (415) 973-7572

**email:** [src5@pge.com](mailto:src5@pge.com)

10/2/03            A02-03-020            Pacific Gas and Electric Company, in its 2002 Nuclear Decommissioning Cost Triennial Proceeding.

**Summary:** On September 29, 2003, John Clarke, Manager, Regulatory Relations, Pacific Gas & Electric Company (PG&E), met with Julie Fitch, advisor to Cmmr. Peevey, and David Gamson, advisor to Cmmr. Brown, in two separate meetings in San Francisco. Also present was Valerie Winn, Manager, Energy Revenue Requirement, for PG&E. Clarke stated that PG&E supports the proposed decision of ALJ O'Donnell because it represents a fair compromise of positions taken by parties. Clarke stated further that PG&E does not support the alternate of Cmmr. Lynch because the forecast assumptions it uses for return on investments, contingency factors, and low level radioactive waste disposal (LLRWD) are unreasonable. Winn stated that the LLRWD cost adopted in the alternate is based on a proprietary contract between two other parties

and that it does not reflect anticipated costs when disposal facilities become available. Further, Winn stated that the combined contingency factor adopted by the alternate is unreasonably low.

**Filer: Pacific Gas and Electric Company**

**Contact: Sandra Ciach**

**Phone: (415) 973-7572**

**email: [src5@pge.com](mailto:src5@pge.com)**

10/3/03	R01-09-001	Order instituting rulemaking on the Commission's own motion to assess and revise the new Regulatory Framework for Pacific Bell and Verizon California Incorporated.
	I01-09-002	Order instituting investigation on the Commission's own motion to assess and revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated.

**Summary:** On October 1, 2003, Robert Finkelstein, attorney for The Utility Reform Network (TURN), met with Cmmr. Brown in San Francisco. Also present were Robert Wullenjohn, advisor to Cmmr. Brown, and Darwin Farrar and Dale Piiru, for the Office of Ratepayer Advocates. Finkelstein noted that even with the recently announced revisions to the Kennedy/Peevey alternate (KPA), the Lynch/Wood alternate (LWA) was the far better choice of the two. Finkelstein noted that while the revisions to the KPA slightly improved the tone of that alternate, they were more cosmetic than substantive. Finkelstein expressed concern that even with the language confirming that service quality would be addressed in Phase 3B, parties would seek to severely limit such Phase 3B issues. Finkelstein asserted that the LWA has the advantage of emphasizing a comparison of performance under NRF to date versus performance under NRF in the future, rather than a flawed theoretical discussion of the incentives under NRF as compared to cost-of-service ratemaking that appears in the KPA. Finkelstein noted that this is more consistent with the goal of Phase 3B as to service quality issues; how to improve upon the track record achieved to date under NRF. Finkelstein also noted that the revisions to the KPA now add two sections and that the LWA is more reasonable outcome by virtue of its omission of the material in these two sections of the KPA and the elimination of any future factual or legal dispute over the assertions made in that material.

**Filer: The Utility Reform Network**

**Contact: Katharina Mack**

**Phone: (415) 929-8876**

**email: [katmack@turn.org](mailto:katmack@turn.org)**

10/3/03	A00-11-038	Southern California Edison Company, for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs.
	A00-11-056	Pacific Gas and Electric Company, emergency application to adopt a rate stabilization plan.
	A00-10-028	The Utility Reform Network, for modification of

Resolution E-3527.

**Summary:** On September 30, 2003, John Leslie, attorney for Coral Power, L.L.C. (Coral), met with David Gamson, advisor to Cmmr. Brown, in San Francisco. Also present were Mike Campbell, advisor to Cmmr. Lynch, Julie Fitch, advisor to Pres. Peevey, Manuel Ramirez, advisor to Cmmr. Wood, Mona Petrochko, Director of Government Affairs, Constellation New Energy, Greg Bass, Direct Access Operations Manager, Sempra Energy Solutions, and Marcie Milner, Director of Regulatory Affairs, Coral. Parties discussed the draft decision (DD) of ALJ Wong on AB 117 ESP registration requirements. Leslie expressed concern about the process used in developing the DD. Leslie stated that the DD was circulated without an opportunity for comment and that AB 117 was not self-implementing. Leslie stated that the Commission should have issued an Order Instituting Rulemaking in which the Commission solicited comments from interested parties. Leslie expressed concern regarding four of the ESP registration requirements recommended in the DD: fingerprinting, disclosure of officers' felony convictions, reporting of the background of key personnel; and the security deposit.

**Filer: Coral Power, L.L.C.**

**Contact: Julie Stuart**

**Phone: (619) 235-3536**

**email: [jstuart@luce.com](mailto:jstuart@luce.com)**

10/3/03            A02-05-046            Southern California Edison Company (U 338-E),  
Regarding the Future Disposition of the Mohave  
Generating Station.

**Summary:** On September 30, 2003, Hayley Goodson, attorney for The Utility Reform Network (TURN), met with Cmmr. Lynch in San Francisco. Also present were Aaron Johnson, advisor to Cmmr. Lynch, and Marcel Hawiger, attorney for TURN. Hawiger reiterated that a complete comparison of alternatives to Mohave is not possible until the feasibility of an alternative water supply is determined and the variable costs are known. Hawiger stated that TURN has not conducted an exhaustive analysis of the many testimony served to date.

**Filer: The Utility Reform Network**

**Contact: Katharina Mack**

**Phone: (415) 929-8876**

**email: [katmack@turn.org](mailto:katmack@turn.org)**

10/3/03            A02-11-057            Point Arena Water Works, Inc., for an order  
authorizing a rate increase in rates subject to refund  
producing additional annual revenues of \$70,137 or  
56.9% for the test year 2002.

**Summary:** On September 30, 2003, Leslie Dahlhoff, mayor of the City of Point Arena, met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Dahlhoff stated that the proposed decision would exclude the extraordinary revenues amounting to \$362,000 from the scope of the ongoing ratecase, and that alternate would include the refund



revenue in the scope. Dahlhoff expressed support for the alternate. Dahlhoff described the impact of the water company's legal expenses that will be passed on to the ratepayers, and noted the lack of the Office of Ratepayer Advocates' assistance or other oversight in Class C and D ratecases and the fact that no audit was done for 1994, 1995 and 1998, the years in which the extraordinary revenue was received. Dahlhoff also discussed the excessive expenses and revenue requirements of Point Arena Water Works, Inc.

**Filer: City of Point Arena**

**Contact: Leslie Dahlhoff**

**Phone: (707) 882-3127**

10/6/03            A02-11-057            Point Arena Water Works, Inc., for an order authorizing a rate increase in rates subject to refund producing additional annual revenues of \$70,137 or 56.9% for the test year 2002.

**Summary:** On October 1, 2003, Leslie Dahlhoff, mayor of the City of Point Arena, met with Cmmr. Wood and Tim Sullivan, advisor to Cmmr. Kennedy, in two separate meetings in San Francisco. At the meeting with Cmmr. Wood also present was Jonathan Lakritz, advisor to Cmmr. Wood. Written materials (attached to the notice) were used. Dahlhoff stated that the proposed decision would exclude the extraordinary revenues amounting to \$362,000 from the scope of the ongoing ratecase, and that alternate would allow its inclusion. Dahlhoff noted the impact of the water company's legal expenses that will be passed on to the ratepayers and described how it is a major deterrent to ratepayer litigation of rates in the case of small water companies. Dahlhoff also noted a lack of a clear appeal process for ratepayers in informal proceedings and review of comparative data showing excessive staff approved expenses in many expense categories. Dahlhoff pointed out at the unapproved extension of the service area and possible co-mingling of ratebase with CIAC and privately owned improvements; possible violation of the CPN for Whiskey Shoals service area subjecting significant economic impact on the ratepayers in the Point Arena service area.

**Filer: City of Point Arena**

**Contact: Leslie Dahlhoff**

**Phone: (707) 882-3127**

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